

1  
2  
3  
4  
5  
6 UNITED STATES DISTRICT COURT  
7 DISTRICT OF NEVADA

8 \* \* \* \* \*

9 RALPH COUNTRYMAN,

)

10 Plaintiff,

)

3:10-cv-00107-LRH-WGC

11 v.

)

O R D E R

12 STATE OF NEVADA; *et al.*,

)

13 Defendants.

)

14 \_\_\_\_\_)

15 Before this Court is the Order Reinstating Report and Recommendation (Doc.#67), and  
16 Supplemental Report and Recommendation of U.S. Magistrate Judge William G. Cobb (#78<sup>1</sup>) entered  
17 on December 17, 2012, recommending granting Defendant's Motion for Summary Judgment (#52)  
18 filed on May 15, 2012, and denying Plaintiff's Cross-Motion for Summary Judgment (#54) filed on  
19 May 17, 2012. No objection to the Report and Recommendation has been filed. The action was  
20 referred to the Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)B and Local Rule 1B 1-4 of the  
21 Rules of Practice of the United States District Court for the District of Nevada.

22 The Court has conducted its *de novo* review in this case, has fully considered the pleadings and  
23 memoranda of the parties and other relevant matters of record pursuant to 28 U.S.C. § 636 (b) (1) (B)  
24 and Local Rule IB 3-2. The Court determines that the Magistrate Judge's Report and Recommendation

25 \_\_\_\_\_  
26 <sup>1</sup>Refers to court's docket number.

1 (#67) entered on September 18, 2012, should be reinstated, and adopted and accepted.

2 IT IS THEREFORE ORDERED that the Magistrate Judge's Report and Recommendation (#67)  
3 entered on September 18, 2012, is reinstated and adopted and accepted, and Defendant's Motion for  
4 Summary Judgment (#52) is GRANTED.

5 IT IS FURTHER ORDERED that Plaintiff's Cross-Motion for Summary Judgment (#54) is  
6 DENIED.

7 IT IS SO ORDERED.

8 DATED this 23rd day of February, 2013.



---

9  
10 LARRY R. HICKS  
11  
12 UNITED STATES DISTRICT JUDGE  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26